

HOUSE APPROPRIATIONS AND FINANCE COMMITTEE SUBSTITUTE FOR
HOUSE BILLS 408, 660 & 730

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

AN ACT

RELATING TO RETIREMENT; PERMITTING RETIRED VOLUNTEER
FIREFIGHTERS RECEIVING BENEFITS PURSUANT TO THE VOLUNTEER
FIREFIGHTERS RETIREMENT ACT TO ALSO RECEIVE BENEFITS PURSUANT
TO RETIREMENT PLANS ESTABLISHED BY THE STATE OR ITS POLITICAL
SUBDIVISIONS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 10-11A-1 NMSA 1978 (being Laws 1983,
Chapter 263, Section 1) is amended to read:

"10-11A-1. SHORT TITLE. -- ~~[This act]~~ Chapter 10, Article
11A NMSA 1978 may be cited as the "Volunteer Firefighters
Retirement Act". "

Section 2. Section 10-11A-2 NMSA 1978 (being Laws 1983,
Chapter 263, Section 2) is amended to read:

"10-11A-2. DEFINITIONS. -- As used in the Volunteer

1 Firefighters Retirement Act:

2 A. "association" means the public employees
3 retirement association;

4 B. "board" means the retirement board of the
5 ~~[public employees retirement]~~ association;

6 C. "fire department" means any volunteer fire
7 department certified by the [state] fire ~~[marshal's office]~~
8 marshal bureau of the insurance division of the public
9 regulation commission;

10 D. "fund" means the volunteer firefighters
11 retirement fund; and

12 E. "member" means any volunteer nonsalaried
13 firefighter who is listed as an active member on the rolls of a
14 fire department and whose first year of service credit was
15 accumulated during or after the year he attained the age of
16 sixteen ~~[and no later than during the year in which he attained~~
17 ~~the age of forty-five. Excluded from membership is any~~
18 ~~volunteer nonsalaried firefighter who has been retired by or is~~
19 ~~receiving an annuity from any other retirement, pension or~~
20 ~~annuity plan created and established by the state or any of its~~
21 ~~political subdivisions, except the state police pension fund~~
22 ~~established under the provisions of Sections 29-4-1 through~~
23 ~~29-4-11 NMSA 1978]. "~~